

Atty Dkt. No.: STAN-153
USPN: 09/898,745

REMARKS UNDER 37 CFR § 1.111

Claims 1, 4, 7, 11-13 and 21-22 are pending after entry of the amendments set forth herein.

Claims 2, 3, 5, 6, 8-10, 14-20 are cancelled.

Claims 1, 4, 7, 11-13 and 21-22 are amended.

Support for the amendments to claims 1 and 11 is found in, for example, original claims 9, 10, 15 and 16, well as Tables 7 and 8 of the specification.

Claims 4, 7, 12-13 and 21-22 are amended for further clarity and to provide for antecedent basis.

Applicants respectfully request reconsideration of the application in view of the amendments and remarks made herein.

No new matter has been added.

Interview Summary

Applicants extend their gratitude to Examiner Strzelecka for contacting the undersigned and conducting telephonic interviews over the course of December 17 -- 19, 2003. Amendments to place the claims in form for allowance were discussed, as were claims that could be pursued in a continuing application. Specifically, the Examiner suggested pursuing claims that recited detecting expression of a gene differentially expressed in the presence of a drug compared to the absence of a drug, with dependent claims reciting that the differentially expressed gene is a stress response gene. Applicants thank the Examiner for the generosity of her time, and her helpful suggestions, which applicants intend to pursue.

The amendments made herein reflect those suggested by the Examiner. Thus, applicants respectfully submit that the claims are now in form for allowance, early notice of which is respectfully requested.

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Conclusion

Applicant submits that all of the claims are in condition for allowance, which action is requested. If the Examiner finds that a telephone conference would expedite the prosecution of this application, please telephone the undersigned at the number provided.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number STAN-153.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: Dec 22, 2003

By: Carol L. Francis

Carol L. Francis
Registration No. 36,513

BOZICEVIC, FIELD & FRANCIS LLP
200 Middlefield Road, Suite 200
Menlo Park, CA 94025
Telephone: (650) 327-3400
Facsimile: (650) 327-3231

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